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Dated: 1-31-00

Signature:

Jan K. Simpson

Docket No.: P01426US2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
William T. Carpenter

Application No.: Not Yet Assigned

Group Art Unit: 3673

Filed: January 31, 2001

Examiner: Not Yet Assigned

For: METHOD OF MODIFYING THE AXIS OF
ROTATION OF THE EARTH

FIRST PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

Prior to examination on the merits, please amend the above-identified U.S. patent application as follows:

REMARKS

In an Office Action mailed August 1, 2000 for Application S/N 09/382,052, the Examiner stated that the Applicant has not complied with one or more conditions for receiving benefit of an earlier filing date of Application S/N 08/920,343 under 35 U.S.C. 120. This is in error for the following reasons.

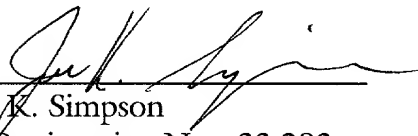
The '343 application was filed on August 27, 1997. An Office Action was mailed on August 7, 1998. In response to the Office Action, a CPA was filed on February 8, 1999 along with a three month extension fee. Another Office Action was mailed on February 25, 1999 to which a response was filed on April 26, 1999. A second Office

Action was mailed June 4, 1999 and in response Applicant filed a CIP August 24, 1999, claiming priority to Application S/N 08/920,343. On September 22, 1999 the PTO mailed a Notice of Abandonment for Application S/N 08/920,343 with no reason given for the abandonment. The concurrently filed continuation application is being filed in response to the Office Action of August 1, 2000. Thus, Applicant request that its priority claim to Application S/N 08/920,33 be reinstated.

Applicant requests entry of this preliminary amendment in the file of the above referenced application prior to action on the merits of the case.

Respectfully submitted,

Dated: 1-31-01

By 
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